

Appeal Docket Sheet

Superior Court of Pennsylvania

Docket Number: 617 WDA 2022

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January 28, 2023



CAPTION

Christine Biros

v.

U Lock Inc.

Appellant

CASE INFORMATION

Initiating Document: Notice of Appeal

Case Status: Active

Case Processing Status: August 15, 2022 Bankruptcy Stay

Journal Number:

Case Category: Civil Case Type(s): Declaratory Judgment

CONSOLIDATED CASES

RELATED CASES

Docket No / Reason

Type

607 WDA 2022
Same Issue(s)

Related

615 WDA 2022
Same Issue(s)

Related

650 WDA 2022
Same Issue(s)

Related

SCHEDULED EVENT

Next Event Type: Receive Docketing Statement

Next Event Due Date: June 9, 2022

Next Event Type: Appellant Brief Filed

Next Event Due Date: August 29, 2022

Next Event Type: Appellant Reproduced Record Filed

Next Event Due Date: August 29, 2022

COUNSEL INFORMATION

Appellant U Lock Inc.

Pro Se: No

IFP Status: No

Attorney: Roth, John Allen
Address: 805 S Alexandria
Latrobe, PA 15650
Phone No: (724) 537-0939

Fax No:

Appellee Biros, Christine

Pro Se: No

IFP Status: No

Attorney: Otto, William E.
Address: Po Box 701
Murrysville, PA 15668
Phone No: (724) 519-8778

Fax No:

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FEE INFORMATION

| Fee Dt | Fee Name | Fee Amt | Receipt Dt | Receipt No | Receipt Amt |
|------------|------------------|---------|------------|-------------------|-------------|
| 05/26/2022 | Notice of Appeal | 90.25 | 05/26/2022 | 2022-SPR-W-000356 | 90.25 |

AGENCY/TRIAL COURT INFORMATION

| | | | |
|----------------------|------------------|-------------------------|--------------|
| Order Appealed From: | January 24, 2022 | Notice of Appeal Filed: | May 23, 2022 |
| Order Type: | Order Entered | | |
| Documents Received: | May 26, 2022 | | |

| | | | |
|----------------|---|--------------------|------------------------------------|
| Court Below: | Westmoreland County Court of Common Pleas | | |
| County: | Westmoreland | Division: | Westmoreland County Civil Division |
| Judge: | Smail, Harry F. | OTN: | |
| Docket Number: | 17 CJ 04886 | Judicial District: | 10 |

ORIGINAL RECORD CONTENT

| Original Record Item | Filed Date | Content Description |
|----------------------|---------------|-----------------------|
| Original Record | July 20, 2022 | filed at 607 WDA 2022 |
| Trial Court Opinion | July 20, 2022 | |

Date of Remand of Record:

BRIEFING SCHEDULE

| Appellant | Appellee |
|----------------------|------------------|
| U Lock Inc. | Biros, Christine |
| Brief | Brief |
| Due: August 29, 2022 | Filed: |
| Reproduced Record | |
| Due: August 29, 2022 | Filed: |

DOCKET ENTRY

| Filed Date | Docket Entry / Representing | Participant Type | Filed By |
|---------------|------------------------------------|------------------|--------------------------------|
| May 26, 2022 | Notice of Appeal Docketed | Appellant | U Lock Inc. |
| May 26, 2022 | Docketing Statement Exited (Civil) | | Superior Court of Pennsylvania |
| June 23, 2022 | Bankruptcy Notice Filed | Appellant | U Lock Inc. |
| July 18, 2022 | Order - Rule to Show Cause | | Per Curiam |

Comment: In light of the May 20, 2022 "Expedited Motion to Dismiss Case, in addition to Motion for Sanctions Against Petitioning Creditor, or in the Alternative, Motion for Relief from Stay" filed by Appellee Christine Biros at No. 22-20823-GLT in the Bankruptcy Court of the Western District of Pennsylvania for which a hearing is currently scheduled on August 9, 2022, Appellee U Lock, Inc. is directed to show cause, in the form of a letter addressed to the Prothonotary of this Court with a copy to opposing counsel as to why a bankruptcy stay should be entered in this appeal. The letter shall be transmitted so as to be actually received by the Prothonotary within ten (10) days from the date of this Order. Failure to comply with this Order

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DOCKET ENTRY

| Filed Date | Docket Entry / Representing | Participant Type | Filed By |
|--|--|------------------|------------------------------------|
| | may result in quashal or dismissal of the appeal without further notice. | | |
| July 20, 2022 | Trial Court Record Received | | Westmoreland County Civil Division |
| July 20, 2022 | Briefing Schedule Issued | | Superior Court of Pennsylvania |
| July 20, 2022 | Trial Court Opinion Received | | Westmoreland County Civil Division |
| August 2, 2022 | Response to Rule to Show Cause | Appellant | U Lock Inc. |
| August 15, 2022 | Bankruptcy Notice - Action Stayed | | Superior Court of Pennsylvania |
| <p>Comment: Upon notice that Appellant U Lock Inc. initiated bankruptcy proceedings in the United States Bankruptcy Court for the Western District of Pennsylvania at No. 22-20823-GLT, the above-captioned appeal is STAYED in accordance with the automatic stay provision of the United States Bankruptcy Code, 11 U.S.C. § 362.</p> <p>The parties shall be responsible for notifying this Court that: (1) the stay pursuant to the Bankruptcy Code is no longer in effect due to the issuance of an order by the Bankruptcy Court either lifting the automatic stay or providing for severance of any of the parties, in which case this Court will proceed with this appeal; or (2) the above-captioned appeal has been rendered moot by conclusion of the bankruptcy proceedings.</p> <p>The parties shall be responsible for providing an initial update to this Court, in no less than six (6) months, or no later than February 13, 2022, as to the status of the bankruptcy proceedings.</p> <p>The Prothonotary of this Court is directed to VACATE the briefing schedule which shall be reset after the bankruptcy stay is lifted.</p> | | | |
| August 23, 2022 | Bankruptcy Notice - Action Stayed | | Superior Court of Pennsylvania |
| <p>Document Name: Amended - Date Corrected</p> <p>Comment: Upon notice that Appellant U Lock Inc. initiated bankruptcy proceedings in the United States Bankruptcy Court for the Western District of Pennsylvania at No. 22-20823-GLT, the above-captioned appeal is STAYED in accordance with the automatic stay provision of the United States Bankruptcy Code, 11 U.S.C. § 362.</p> <p>The parties shall be responsible for notifying this Court that: (1) the stay pursuant to the Bankruptcy Code is no longer in effect due to the issuance of an order by the Bankruptcy Court either lifting the automatic stay or providing for severance of any of the parties, in which case this Court will proceed with this appeal; or (2) the above-captioned appeal has been rendered moot by conclusion of the bankruptcy proceedings.</p> <p>The parties shall be responsible for providing an initial update to this Court, in no less than six (6) months, or no later than February 13, 2023, as to the status of the bankruptcy proceedings.</p> <p>The Prothonotary of this Court is directed to VACATE the briefing schedule which shall be reset after the bankruptcy stay is lifted.</p> | | | |

3:06 P.M.

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